

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

HARVEY MELVEN BERG

Plaintiff

vs.

AMARILLO TOWING, INC., and RUSSEL  
G. RADNEY

Defendants

No. 1:22-cv-00393-KWR-JFR

**ORDER GRANTING STIPULATED MOTION TO DISMISS WITH PREJUDICE**

**THIS MATTER** is before the Court on Amarillo Towing Inc. and Russel G. Radney's Stipulated Motion to Dismiss with Prejudice (**Doc. 29**), filed **January 9, 2023**. The Court having considered the Motion and being otherwise fully advised, finds the Motion is **WELL-TAKEN** and is **GRANTED**.

**IT IS THEREFORE ORDERED** that Plaintiff's Complaint against Defendants, including all claims that were or could have been included therein against Defendants in this matter are **DISMISSED WITH PREJUDICE**, with each party to bear their own costs and attorney's fees.

**IT SO ORDERED.**

  
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KEA W. RIGGS  
UNITED STATES DISTRICT JUDGE

**SUBMITTED BY:**

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ Elizabeth G. Perkins

Jill M. Collins

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And: /s/ James Tawney – via email 1/9/2023

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